

IN THE CLAIMS:

Please amend Claims 1, 13, and 14 to read as follows. A marked-up copy of the amended claims, showing the changes made thereto, is attached.

1. (Thrice Amended) A communication apparatus that performs data communication via a communication network, said apparatus comprising:

- a packet transmitter for transmitting image data in packets and for selectively transmitting sound data in packets, wherein the sound data is divided into packets of invariable packet size and the image data is divided into packets of variable packet size based on the size of each sound data packet;
- a detector for detecting an amount of sound data to be transmitted in packets;

and

- a controller for controlling the variable packet size of the packets of image data to be transmitted by said packet transmitter, according to a detection result of said detector.

13. (Thrice Amended) A communication method of a communication apparatus that performs data communication via a communication network, said method comprising:

- a packet transmission step of transmitting image data in packets and of selectively transmitting sound data in packets, wherein the sound data is divided into packets of invariable packet size and the image data is divided into packets of variable packet size based on

the size of each sound data packet;

a detection step of detecting an amount of sound data to be transmitted in packets; and

a control step of controlling the variable packet size of the packets of image data to be transmitted in said packet transmission step, according to a detection result of said detection step.

14. (Thrice Amended) A computer-readable recording medium storing a program for a communication method of a communication apparatus that performs data communication via a communication network, the program comprising:

program code for a packet transmission step of transmitting image data in packets and of selectively transmitting sound data in packets, wherein the sound data is divided into packets of invariable packet size and the image data is divided into packets of variable packet size based on the size of each sound data packet;

program code for a detection step of detecting an amount of sound data to be transmitted in packets; and

program code for a control step of controlling the variable packet size of the packets of image data to be transmitted in the packet transmission step, according to a detection result of the detection step.